



Demovsky Lawyer Service

Premier Nationwide Document Retrieval
and Process Service Company

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X

LYDIAN PRIVATE BANK, d/b/a VIRTUALBANK,

Plaintiff(s),

-against-

AFFIDAVIT OF SERVICE
07 CIV 8173

STEVEN M. LEFF, RICHARD A. LEFF, et al.,

Defendant(s).

-----X

STATE OF NEW YORK)

S.S.:

COUNTY OF ALBANY)

DEBORAH LaPOINTE, being duly sworn, deposes and says that she is over the age of eighteen years, is employed by the attorney service, D.L.S., INC., and is not a party to this action.

That on the 19TH day of September, 2007, at approximately the time of 12:30P.M., at the office of the Secretary of State, of the State of New York in the City of Albany, New York, deponent served the SUMMONS AND COMPLAINT AND RULE 7.1. STATEMENT AND INDIVIDUAL PRACTICES OF JUDGE RICHARD M. BERMAN AND INDIVIDUAL PRACTICES OF MAGISTRATE JUDGE MICHAEL H. DOLINGER AND ECF INSTRUCTIONS AND ECF GUIDELINES AND PROCEDURES upon NATIONAL SETTLEMENT AGENCY, INC., in this action, by delivering to and leaving with MARYBETH HUYCK an agent of the Secretary of State, of the State of New York, two (2) true copies thereof and at that time of making such service deponent paid said Secretary of State a fee of forty dollars. That said service was made pursuant to Section, 306, Business Corporation Law.

Deponent further says that she knew the person so served as aforesaid to be the individual in the Office of the Secretary of State of New York, duly authorized to accept such service on behalf of said defendant.



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MARYBETH HUYCK is a white female, approximately 40 years of age, stands
approximately 5 feet 4 inches tall, weighs approximately 135 pounds with blonde hair and brown eyes.

Deborah Lapointe
DEBORAH LAPONTE
Sworn to before me this
19TH day of September, 2007

NOTARY PUBLIC

Frank J. Panucci
Notary Public-State of NY
Qualified in Albany Co.
No. 4721156
Comm. Expires July 31, 2010

AFFIDAVIT OF SERVICE

STATE OF NEW YORK)
)
) ss.:
COUNTY OF NEW YORK)

JEREMY M. SHER, being duly sworn, says:

1. I am a member of the Bar of the State of New York and am associated with Miller & Wrubel P.C., attorneys for plaintiff Lydian Private Bank, d/b/a VirtualBank. I submit this affidavit in support of UBS' application for a default judgment against defendant National Settlement Agency, Inc. ("NSA") in compliance with Federal Rule of Civil Procedure 4(h)(1) and N.Y. CPLR 3215(g)(4).

2. On September 19, 2007, UBS effected service of the Summons and Complaint in this action upon NSA pursuant to § 306(b) of the New York Business Corporation Law ("BCL").

3. On September 19, 2007, I served by first class mail true and correct copies of the Summons and Complaint in this action and a notice of prior service pursuant to § 306(b) of the BCL upon NSA at its last known address:

National Settlement Agency, Inc.
404 Park Avenue South
New York, New York 10016



JEREMY M. SHER

Sworn to before me this
13th day of November 2007



DANA B. ZIMMERMAN
Notary Public

DANA B. ZIMMERMAN
Notary Public, State of New York
No. 02Z15042331
Qualified in Westchester County
Commission Expires July 16, 2010